

## Message Text

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PAGE 01 MOSCOW 00290 071642Z

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 COME-00 NSC-05 NSCE-00 AGRE-00

SS-15 L-03 INRE-00 CIAE-00 INR-07 NSAE-00 SSO-00

OES-06 SP-02 TRSE-00 SAJ-01 FMC-01 OMB-01 DODE-00

/061 W

-----071900Z 105504 /46 S

O 071552Z JAN 77

FM AMEMBASSY MOSCOW

TO SECSTATE WASHDC IMMEDIATE 2843

C O N F I D E N T I A L MOSCOW 0290

DEPT PASS NSC, COMMERCE, AGRICULTURE

FOR: DEPSEC ROBINSON, SECCOM RICHARDSON, WHITE HOUSE FOR  
GEN. SCOWCROFT, AGRIC FOR R. BELL

E.O. 11652: GDS

TAGS: EWWT, UR, US

SUBJECT: US-USSR MARITIME NEGOTIATIONS

1. FOLLOWING DISCUSSIONS JAN. 4-7 IN MOSCOW UNDER THE AUSPICES  
OF THE US-USSR MARITIME AGREEMENT, THE US AND SOVIET MARITIME  
NEGOTIATORS FAILED TO COME TO AN UNDERSTANDING WHICH WOULD HAVE  
IMPLEMENTED THE PRINCIPLES SET FORTH IN THE DHZAVAD-BLACKWELL  
LETTER OF DECEMBER 21.

2. ALTHOUGH THE SOVIETS HAD, IN THE DHZAVAD LETTER, FULLY ACK-  
NOWLEDGED THE PRINCIPLE OF ONE-THIRD US-FLAG CARRIAGE, THE MAKE-  
UP OF LOST 1975-1976 CARGO, THE ESTABLISHMENT OF A \$16.47  
PER TON COMPOSITE RATE FOR 1977, AND COMPENSATION FOR NON-  
CARRIAGE BY US VESSELS OF OTHER BULK CARGOES, THE U.S. SIDE  
MET SOVIET RECALCITRANCE AND BACK-SLIDING AS SOON AS IT  
REACHED MOSCOW. THE SOVIETS PERSISTED IN RE-RAISING BASIC  
ISSUES WHICH GO TO THE HEART OF THE AGREEMENT AND WHICH  
HAD BEEN RESOLVED DURING EARLIER SESSIONS. THESE INCLUDED  
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PAGE 02 MOSCOW 00290 071642Z

THE BASIS DEFINITION OF "BILATERAL CARGO" (ANNEX III OF  
THE AGREEMENT), AND HENCE THE PRINCIPLE OF ONE-THIRD US-  
FLAG CARRIAGE OF THE BILATERAL TRADE.

3. THROUGHOUT THE TALKS, THE U.S. SIDE EXPRESSED GREAT  
DISAPPOINTMENT IN THE SOVIET REINTERPRETATION AND ABROGA-  
TION OF THE BASIC PRINCIPLES OF THE AGREEMENT, ESPEC-

ially the definition of "BILATERAL CARGOES", (THE SOVIETS NOW WANT TO EXCLUDE RE-EXPORT OF TRANSSHIPPED CARGO AS WELL AS ANY CARGO PURCHASED BY A THIRD-COUNTRY NATIONAL DELIVERED IN THE U.S.), AS WELL AS THE PROMISES SET FORTH IN THE DHZAVAD LETTER. THAT LETTER HAD BEEN THE BASIS OF THE DELEGATION'S TRIP TO MOSCOW AND THE CONTINUATION OF CURRENT PORT ENTRY PROCEDURES FOR SOVIET VESSELS IN U.S. PORTS.

4. ASSISTANT SEC OF COMMERCE FOR MARITIME AFFAIRS BLACKWELL, WHO HEADED THE U.S. DEL, INFORMED THE SOVIET DEL THAT WHEN HE REPORTS FULLY UPON HIS RETURN TO WASHINGTON ON MONDAY JANUARY 10, HE WILL RECOMMEND THE IMMEDIATE CANCELLATION OF THE CURRENT AGREEMENT.  
TOON

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Disposition Approved on Date:**  
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**Disposition Date:** 22 May 2009  
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**Executive Order:** GS  
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**Review Markings:**  
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